

The JS 44 civil cover sheet and the information contained herein neither replace nor supplement the filing and service of pleadings or other papers as required by law, except as provided by local rules of court. This form, approved by the Judicial Conference of the United States in September 1974, is required for the use of the Clerk of Court for the purpose of initiating the civil docket sheet. (SEE INSTRUCTIONS ON THE REVERSE OF THIS FORM.)

**I. (a) PLAINTIFFS**

James D. Graves

**DEFENDANTS**

ConAgra Foods, Inc..

(b) County of Residence of First Listed Plaintiff \_\_\_\_\_  
(EXCEPT IN U.S. PLAINTIFF CASES)County of Residence of First Listed \_\_\_\_\_  
(IN U.S. PLAINTIFF CASES ONLY)  
NOTE: IN LAND CONDEMNATION CASES, USE THE LOCATION OF THE  
LAND INVOLVED.

(c) Attorney's (Firm Name, Address, and Telephone Number)

Dean J. Caras, Esq.  
DEAN J. CARAS & ASSOCIATES  
320 West Illinois Street, Suite 2216  
Chicago, Illinois 60610Attorneys (If Known)  
Cara M. Houck, Esq.  
MCGUIREWOODS LLP  
77 West Wacker Drive, Suite 4100  
Chicago, Illinois 60601  
312.849.8100**II. BASIS OF JURISDICTION** (Place an "X" in One Box Only)

- |  |   |
|--|---|
| <input type="checkbox"/> 1 U.S. Government Plaintiff | <input type="checkbox"/> 3 Federal Question (U.S. Government Not a Party)                     |
| <input type="checkbox"/> 2 U.S. Government Defendant | <input checked="" type="checkbox"/> 4 Diversity (Indicate Citizenship of Parties in Item III) |

**III. CITIZENSHIP OF PRINCIPAL PARTIES** (Place an "X" in One Box for Plaintiff and One Box for Defendant)  
(For Diversity Cases Only)

Citizen of This State	PTF	DEF	PTF	DEF
<input checked="" type="checkbox"/> 1	<input type="checkbox"/>	<input type="checkbox"/> 1	<input type="checkbox"/> 4	<input type="checkbox"/> 4
Citizen of Another State	<input type="checkbox"/> 2	<input type="checkbox"/> 2	<input type="checkbox"/> 5	<input checked="" type="checkbox"/> 5
Citizen or Subject of a Foreign Country	<input type="checkbox"/> 3	<input type="checkbox"/> 3	<input type="checkbox"/> 6	<input type="checkbox"/> 6

**IV. NATURE OF SUIT** (Place an "X" in One Box Only)

CONTRACT	TORTS	FORFEITUR	
<input type="checkbox"/> 110 Insurance	<b>PERSONAL INJURY</b>	<b>PERSONAL INJURY</b>	<input type="checkbox"/> 610 Agriculture
<input type="checkbox"/> 120 Marine	<input type="checkbox"/> 310 Airplane	<input type="checkbox"/> 362 Personal Injury - Med. Malpractice	<input type="checkbox"/> 620 Other Prof. Rel. of Trade
<input type="checkbox"/> 130 Miller Act	<input type="checkbox"/> 315 Airplane Product Liability	<input checked="" type="checkbox"/> 365 Personal Injury - Product Liability	<input type="checkbox"/> 625 Drug Rel. of Trade
<input type="checkbox"/> 140 Negotiable Instrument	<input type="checkbox"/> 320 Assault, Libel & Slander	<input type="checkbox"/> 368 Asbestos Personal Injury Product Liability	<input type="checkbox"/> 630 Liquor Law
<input type="checkbox"/> 150 Recovery of Overpayment & Enforcement of Judgment	<input type="checkbox"/> 330 Federal Employers' Liability	<input type="checkbox"/> 340 Marine	<input type="checkbox"/> 640 R.R. & T.
<input type="checkbox"/> 151 Medicare Act	<input type="checkbox"/> 345 Marine Product Liability	<input type="checkbox"/> 350 Motor Vehicle	<input type="checkbox"/> 650 Airline Rel.
<input type="checkbox"/> 152 Recovery of Defaulted Student Loans (Excl. Veterans)	<input type="checkbox"/> 355 Motor Vehicle Product Liability	<input type="checkbox"/> 360 Other Personal Injury	<input type="checkbox"/> 660 Occupational Safety/Health
<input type="checkbox"/> 153 Recovery of Overpayment of Veteran's Benefits			<input type="checkbox"/> 690 Other
<input type="checkbox"/> 160 Stockholders' Suits			<input type="checkbox"/> 840 Trademark
<input type="checkbox"/> 190 Other Contract			
<input type="checkbox"/> 195 Contract Product Liability			
<input type="checkbox"/> 196 Franchise			
REAL PROPERTY	CIVIL RIGHTS	PRISONER PETITIONS	SOCIAL SECURITY
<input type="checkbox"/> 210 Land Condemnation	<input type="checkbox"/> 441 Voting	<input type="checkbox"/> 510 Motions to Vacate Sentence	<input type="checkbox"/> 861 HIA (1395ff)
<input type="checkbox"/> 220 Foreclosure	<input type="checkbox"/> 442 Employment	<b>Habeas Corpus:</b>	<input type="checkbox"/> 862 Black Lung (923)
<input type="checkbox"/> 230 Rent Lease & Ejectment	<input type="checkbox"/> 443 Housing/Accommodations	<input type="checkbox"/> 530 General	<input type="checkbox"/> 863 DIWC/DIW (405(g))
<input type="checkbox"/> 240 Tort to Land	<input type="checkbox"/> 444 Welfare	<input type="checkbox"/> 535 Death Penalty	<input type="checkbox"/> 864 SSID Title XVI
<input type="checkbox"/> 245 Tort Product Liability	<input type="checkbox"/> 445 Amer. w/Disabilities - Employment	<input type="checkbox"/> 540 Mandamus & Other	<input type="checkbox"/> 865 RSI (405(g))
<input type="checkbox"/> 290 All Other Real Property	<input type="checkbox"/> 446 Amer. w/Disabilities - Other	<input type="checkbox"/> 550 Civil Rights	
	<input type="checkbox"/> 440 Other Civil Rights	<input type="checkbox"/> 555 Prison Condition	
			LABOR
			<input type="checkbox"/> 710 Fair Labor Standards Act
			<input type="checkbox"/> 720 Labor/Mgmt. Relations
			<input type="checkbox"/> 730 Labor/Mgmt. Reporting & Disclosure Act
			<input type="checkbox"/> 740 Railway Labor Act
			<input type="checkbox"/> 790 Other Labor Litigation
			<input type="checkbox"/> 791 Empl. Ret. Inc. Security Act
			FEDERAL TAX SUITS
			<input type="checkbox"/> 870 Taxes (U.S. Plaintiff or Defendant)
			<input type="checkbox"/> 871 IRS—Third Party
			<input type="checkbox"/> 26 USC 7609
			Consumer Organizations
			<input type="checkbox"/> 480 Consumer Credit
			<input type="checkbox"/> 490 Cable/Sat TV
			<input type="checkbox"/> 810 Selective Service
			<input type="checkbox"/> 850 Securities/Commodities/ Exchange
			<input type="checkbox"/> 875 Customer Challenge
			<input type="checkbox"/> 12 USC 3410
			<input type="checkbox"/> 890 Other Statutory Actions
			<input type="checkbox"/> 891 Agricultural Acts
			<input type="checkbox"/> 892 Economic Stabilization Act
			<input type="checkbox"/> 893 Environmental Matters
			<input type="checkbox"/> 894 Energy Allocation Act
			<input type="checkbox"/> 895 Freedom of Information Act
			<input type="checkbox"/> 900 Appeal of Fee Determination Under Equal Access to Justice
			<input type="checkbox"/> 950 Constitutionality of State Statutes

**V. ORIGIN** (Place an "X" in One Box Only)

- |  |  |  |   |   |   |   |
|--|--|--|---|---|---|---|
| <input type="checkbox"/> 1 Original Proceeding | <input checked="" type="checkbox"/> 2 Removed from State Court | <input type="checkbox"/> 3 Remanded from Appellate Court | <input type="checkbox"/> 4 Reinstated or Reopened | <input type="checkbox"/> 5 another district (specify) _____ | <input type="checkbox"/> 6 Multidistrict Litigation | <input type="checkbox"/> 7 Judge from Magistrate Judgment |
|--|--|--|---|---|---|---|

Transferred from

Appeal to District

**VI. CAUSE OF ACTION**Cite the U.S. Civil Statute under which you are filing (Do not cite jurisdictional statutes unless diversity):  
28 U.S.C. §1332

Brief description of cause:

Product liability alleging salmonella contamination

**VII. REQUESTED IN COMPLAINT:** CHECK IF THIS IS A CLASS ACTION      DEMAND \$  
UNDER F.R.C.P. 23CHECK YES only if demanded in complaint:  
JURY DEMAND:  Yes  No**VIII. RELATED CASE(S) IF ANY**

(See instructions):

JUDGE \_\_\_\_\_

DOCKET NUMBER \_\_\_\_\_

DATE  
December 14, 2007  
FOR OFFICE USE ONLY

SIGNATURE OF ATTORNEY OF RECORD

Cara M. Houck

RECEIPT # \_\_\_\_\_

AMOUNT \_\_\_\_\_

APPLYING I/P \_\_\_\_\_

JUDGE: \_\_\_\_\_

MICHAEL W. DOBBINS  
CLERK U.S. DISTRICT COURT  
American Legion Post 100  
FILED  
DEC 14 2007